

May 30, 2019

VIA EMAIL

Kent Hoover

72918-78491116@requests.muckrock.com

73184-26853539@requests.muckrock.com

73185-81045786@requests.muckrock.com

73783-32258510@requests.muckrock.com

RE: Public Records Requests

Dear Mr. Hoover:

Following our aggregation of your seven public records requests made to this office this month, which was explained in our May 17 and May 22 correspondence to you (enclosed), we received a letter apparently sent on your behalf by the MuckRock Foundation of Somerville, Massachusetts. The letter included a personal check for the total estimated cost of the requests aggregated as of May 17, though notably, not the total cost following the May 22 aggregation.

Given the procedures involved and the potential cost to the state of processing that personal check, both the May 17 and May 22 public record request response forms expressly required payment by money order. Because payment by personal check is not an acceptable form of payment for your request, we have returned by mail the personal check sent on your behalf and continue to require payment by money order before your request will be processed. Please make this money order payment to our office by June 7, 2019; and failure to deliver payment by that date will result in the denial of your requests.

Finally, if you would like to discuss narrowing your records requests to reduce the estimated costs of fulfilling them—some of the requests include very general terms or names or are so general in scope that they are likely to generate many records—please feel free to contact me at (615) 837-5166.

Sincerely,



Clark Milner

Deputy Counsel to the Governor

Public Records Request Coordinator

cc: MuckRock News
411A Highland Avenue
Somerville, MA 02144

Enclosures

May 17, 2019

VIA EMAIL

Kent Hoover

72918-78491116@requests.muckrock.com

RE: Public Records Requests

Dear Mr. Hoover:

The Office of the Governor is in receipt of the six public records requests that you have submitted during this calendar month of May. You submitted requests on the following dates:

- May 1, 2019 (requesting certain records involving Franklin Graham and/or the organization Samaritan's Purse)
- May 1, 2019 (requesting certain records involving Franklin Graham and/or the organization Samaritan's Purse)
- May 1, 2019 (requesting certain records involving vw.com)
- May 8, 2019 (requesting all emails containing the words BridgePublicAffairs.com, maury, ehhlaw.com, cma1902.com, harr, or todd)
- May 14, 2019 (requesting all emails from Tony Niknejad to Liz Ashwood and from Liz Ashwood to Tony Niknejad from April 1st to present)
- May 14, 2019 (requesting certain records involving David.Geanacopoulos@vw.com)

In accordance with state law, the Frequent and Multiple Request Policy promulgated by the Tennessee Office of Open Records Counsel, and this Office's Public Records Policy, we are aggregating your requests because of the number of requests you have submitted this month. The estimated costs of responding to your three remaining requests and payment instructions are set forth in the attached Public Record Request Response Form. Pursuant to the attached form, payment of the listed deposit is required before your remaining requests will be processed.

Our Office previously supplied records responsive to one of your May 1, 2019 requests on May 8, 2019 at no charge and will continue to waive the charges for responding to that request, even though such charges would otherwise apply as part of the aggregation process. Our Office also responded to your other two May 1 requests.

You have the right to appeal this Office's decision to aggregate your requests to the Office of Open Records Counsel.

Sincerely,



Clark Milner

Deputy Counsel to the Governor

Public Records Request Coordinator

ATTACHMENT A - PUBLIC RECORD REQUEST RESPONSE FORM

Office of the Governor
State Capitol, 600 Dr. Martin Luther King, Jr. Blvd.
Nashville, TN 37243

DATE: May 17, 2019

REQUESTOR'S NAME & CONTACT INFORMATION: Kent Hoover
72918-78491116@requests.muckrock.com

In response to your records requests received on May 1, 2019; May 1, 2019; May 1, 2019; May 8, 2019;
May 14, 2019; and May 14, 2019, our office is taking the action(s) indicated below:

☐ The public record(s) responsive to your request will be made available for inspection:

Location: _____

Date & Time: _____

☐ Copies of public record(s) responsive to your request are:

☐ Attached;

☐ Available for pickup at the following location:

_____ ; or

☐ Being delivered via: ☐ USPS First-Class Mail ☐ Electronically ☐ Other _____

☐ Your request is denied on the following grounds:

☐ Your request was not sufficiently detailed to enable identification of the specific requested record(s). You need to provide additional information to identify the requested record(s).

☐ No such record(s) exists or this office does not maintain record(s) responsive to your request.

☐ No proof of Tennessee citizenship was presented with your request. Your request will be reconsidered upon presentation of adequate proof of Tennessee citizenship.

☐ You are not a Tennessee citizen.

☐ The following state, federal, or other applicable law or exemption prohibits disclosure of the requested records:

_____.

☐ Failure to pay.

☐ It is not practicable for the records you requested to be made promptly available for inspection and/or copying because:

☐ It has not yet been determined that records responsive to your request exist; or

☐ The office is still in the process of retrieving, reviewing, and/or redacting the requested records.

The time reasonably necessary to produce the record(s) or information and/or to make a determination of a proper response to your request is: _____

[X] The estimated total cost of your request is at least \$100.

Type of Charge	Estimated Cost
Copies: 755 pages at \$0.15 per page	\$113.25
Labor: 8.5 hours at \$58.97 per hour and 3.25 hours at \$23.08 per hour	\$576.26
Other:	\$
TOTAL ESTIMATED COST	\$689.51

[x] A deposit of \$550.00 is required before this Office will begin processing your requests. Payment must be made by May 28, 2019 by money order made payable to State of Tennessee, Office of the Governor, to the following address:

Office of the Governor
Attn: Executive Assistant, Legal Office
State Capitol, 600 Dr. Martin Luther King, Jr. Blvd.
Nashville, TN 37243

Failure to timely pay will result in the denial of your requests.

If you have questions regarding your requests, please contact the Public Record Request Coordinator.

Sincerely,



Public Record Request Coordinator

May 22, 2019

VIA EMAIL

Kent Hoover

73783-32258510@requests.muckrock.com

RE: Public Records Requests

Dear Mr. Hoover:

Having received your May 21, 2019 record request, the Office of the Governor is now in receipt of seven public records requests that you have submitted during this calendar month of May:

- May 1, 2019 (requesting certain records involving Franklin Graham and/or the organization Samaritan's Purse)
- May 1, 2019 (requesting certain records involving Franklin Graham and/or the organization Samaritan's Purse)
- May 1, 2019 (requesting certain records involving vw.com)
- May 8, 2019 (requesting all emails containing the words BridgePublicAffairs.com, maury, ehhlaw.com, cma1902.com, harr, or todd)
- May 14, 2019 (requesting all emails from Tony Niknejad to Liz Ashwood and from Liz Ashwood to Tony Niknejad from April 1st to present)
- May 14, 2019 (requesting certain records involving David.Geanacopoulos@vw.com)
- May 21, 2019 (requesting certain records mentioning American Renaissance)

As mentioned in our May 17, 2019 letter, in accordance with state law, the Frequent and Multiple Request Policy promulgated by the Tennessee Office of Open Records Counsel, and this Office's Public Records Policy, we are aggregating your requests because of the number you have submitted this month. The estimated costs of responding to your four outstanding requests and payment instructions are set forth in the attached Public Record Request Response Form. Payment of the listed deposit is required before your remaining requests will be processed.

You have the right to appeal this Office's decision to aggregate your requests to the Office of Open Records Counsel.

Sincerely,



Clark Milner

Deputy Counsel to the Governor

Public Records Request Coordinator

ATTACHMENT A - PUBLIC RECORD REQUEST RESPONSE FORM

Office of the Governor
State Capitol, 600 Dr. Martin Luther King, Jr. Blvd.
Nashville, TN 37243

DATE: May 22, 2019

REQUESTOR'S NAME & CONTACT INFORMATION: Kent Hoover
73783-32258510@requests.muckrock.com

In response to your records requests received on May 1, 2019; May 1, 2019; May 1, 2019; May 8, 2019;
May 14, 2019; May 14, 2019; and May 21, 2019, our office is taking the action(s) indicated below:

☐ The public record(s) responsive to your request will be made available for inspection:

Location: _____

Date & Time: _____

☐ Copies of public record(s) responsive to your request are:

☐ Attached;

☐ Available for pickup at the following location:

_____; or

☐ Being delivered via: ☐ USPS First-Class Mail ☐ Electronically ☐ Other _____

☐ Your request is denied on the following grounds:

☐ Your request was not sufficiently detailed to enable identification of the specific requested record(s). You need to provide additional information to identify the requested record(s).

☐ No such record(s) exists or this office does not maintain record(s) responsive to your request.

☐ No proof of Tennessee citizenship was presented with your request. Your request will be reconsidered upon presentation of adequate proof of Tennessee citizenship.

☐ You are not a Tennessee citizen.

☐ The following state, federal, or other applicable law or exemption prohibits disclosure of the requested records:

☐ Failure to pay.

☐ It is not practicable for the records you requested to be made promptly available for inspection and/or copying because:

☐ It has not yet been determined that records responsive to your request exist; or

☐ The office is still in the process of retrieving, reviewing, and/or redacting the requested records.

The time reasonably necessary to produce the record(s) or information and/or to make a determination of a proper response to your request is: _____

[X] The estimated total cost of your request is at least \$100.

Type of Charge	Estimated Cost
Copies: 760 pages at \$0.15 per page	\$114.00
Labor: 9.5 hours at \$58.97 per hour and 3.25 hours at \$23.08 per hour	\$635.23
Other:	\$
TOTAL ESTIMATED COST	\$749.23

[x] A deposit of \$600.00 is required before this Office will begin processing your requests. Payment must be made by May 30, 2019 by money order made payable to State of Tennessee, Office of the Governor, to the following address:

Office of the Governor
Attn: Executive Assistant, Legal Office
State Capitol, 600 Dr. Martin Luther King, Jr. Blvd.
Nashville, TN 37243

Failure to timely pay will result in the denial of your requests.

If you have questions regarding your requests, please contact the Public Record Request Coordinator.

Sincerely,



Public Record Request Coordinator